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UNITED STATES DEPARTMENT OF AGRICULTURE.

FEDERAL HORTICULTURAL BOARD.

C. L. MARLATT, *Chairman*; W. A. ORTON, GEORGE B. SUDWORTH, W. D. HUNTER, KARL F. KELLERMAN. R. C. ALTHOUSE, *Assistant to the Chairman*.

RULES AND REGULATIONS GOVERNING THE MOVEMENT OF PLANTS AND PLANT PRODUCTS INTO AND OUT OF THE DISTRICT OF COLUMBIA, EFFECTIVE ON AND AFTER SEPTEMBER 1, 1920.

LETTER OF TRANSMITTAL.

UNITED STATES DEPARTMENT OF AGRICULTURE,
FEDERAL HORTICULTURAL BOARD,
Washington, D. C., July 27, 1920.

Hon. E. T. MEREDITH,
Secretary of Agriculture.

SIR: The Federal Horticultural Board respectfully submits for your approval rules and regulations governing the movement of plants and plant products into and out of the District of Columbia. Authority for these regulations is given in the amendment to the plant quarantine act, approved August 20, 1912, contained in the act making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1921, approved May 31, 1920.

The purpose of the amendment is to provide authority to regulate the movement of plants and plant products, including nursery stock, from or into the District of Columbia, and power to control injurious plant diseases and insect pests within said District. The amendment follows:

SEC. 15. That in order further to control and eradicate and to prevent the dissemination of dangerous plant diseases and insect infections and infestations no plant or plant products for or capable of propagation, including nursery stock, hereinafter referred to as plants and plant products, shall be moved or allowed to be moved, shipped, transported, or carried by any means whatever into or out of the District of Columbia, except in compliance with such rules and regulations as shall be prescribed by the Secretary of Agriculture as hereinafter provided. Whenever the Secretary of Agriculture, after investigation, shall determine that any plants and plant products in the District of Columbia are infested or infected with insect pests and

diseases and that any place, articles, and substances used or connected therewith are so infested or infected, written notice thereof shall be given by him to the owner or person in possession or control thereof, and such owner or person shall forthwith control or eradicate and prevent the dissemination of such insect pest or disease and shall remove, cut, or destroy such infested and infected plants, plant products, and articles and substances used or connected therewith, which are hereby declared to be nuisances, within the time and in the manner required in said notice or by the rules and regulations of the Secretary of Agriculture. Whenever such owner or person can not be found, or shall fail, neglect, or refuse to comply with the foregoing provisions of this section, the Secretary of Agriculture is hereby authorized and required to control and eradicate and prevent dissemination of such insect pest or disease and to remove, cut, or destroy infested or infected plants and plant products and articles and substances used or connected therewith, and the United States shall have an action of debt against such owner or persons for expenses incurred by the Secretary of Agriculture in that behalf. Employees of the Federal Horticultural Board are hereby authorized and required to inspect places, plants, and plant products and articles and substances used or connected therewith whenever the Secretary of Agriculture shall determine that such inspections are necessary for the purposes of this section. For the purpose of carrying out the provisions and requirements of this section and of the rules and regulations of the Secretary of Agriculture made hereunder, and the notices given pursuant thereto, employees of the Federal Horticultural Board shall have power with a warrant to enter into or upon any place and open any bundle, package, or other container of plants or plant products whenever they shall have cause to believe that infections or infestations of plant pests and diseases exist therein or thereon, and when such infections or infestations are found to exist, after notice by the Secretary of Agriculture to the owner or person in possession or control thereof and an opportunity by said owner or person to be heard, to destroy the infected or infested plants or plant products contained therein. The police court or the municipal court of the District of Columbia shall have power, upon information supported by oath or affirmation showing probable cause for believing that there exists in any place, bundle, package, or other container in the District of Columbia any plant or plant product which is infected or infested with plant pests or disease, to issue warrants for the search for and seizure of all such plants and plant products. It shall be the duty of the Secretary of Agriculture, and he is hereby required, from time to time, to make and promulgate such rules and regulations as shall be necessary to carry out the purposes of this section, and any person who shall move or allow to be moved, or shall ship, transport, or carry, by any means whatever, any plant or plant products from or into the District of Columbia, except in compliance with the rules and regulations prescribed under this section, shall be punished, as is provided in section 10 of this act.

The powers given in the above act and the regulations which follow are similar to those at present exercised by State or Territory officials in practically all of the States and Territories of the United States.

Respectfully,

C. L. MARLATT, *Chairman.*

Approved:

R. W. WILLIAMS, *Solicitor.*

UNITED STATES DEPARTMENT OF AGRICULTURE.

OFFICE OF THE SECRETARY.

FEDERAL HORTICULTURAL BOARD.

RULES AND REGULATIONS GOVERNING THE MOVEMENT OF PLANTS AND PLANT PRODUCTS INTO AND OUT OF THE DISTRICT OF COLUMBIA.

For the purposes of controlling and eradicating and preventing the dissemination of dangerous plant diseases and insect infections and infestations, I, E. T. Meredith, Secretary of Agriculture, under authority conferred by the act of August 20, 1912 (37 Stat. 315), as amended by the act making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1921, approved May 31, 1920 (Public No. 234—66th Congress), the following regulations are hereby made, and I do order that, with the exception of (a) fruits, vegetables, cereals, and other plant products imported for food, medicinal, or manufacturing purposes, and (b) seeds (except those addressed to the Department of Agriculture), no plants or plant products shall move into or out of the District of Columbia except in compliance with said rules and regulations and such other rules, regulations, and notices of quarantine referred to therein or which may hereafter be promulgated.

Said regulations shall become and be effective on and after September 1, 1920.

Done in the District of Columbia this twenty-sixth day of August, 1920.

Witness my hand and the seal of the United States Department of Agriculture.



E. T. MEREDITH,
Secretary of Agriculture.

RULES AND REGULATIONS GOVERNING THE MOVEMENT OF PLANTS AND PLANT PRODUCTS INTO AND OUT OF THE DISTRICT OF COLUMBIA.

Regulation 1. Definition.

The words "plants and plant products" whenever used in these regulations shall include all greenhouse and field-grown florists' stock, trees, shrubs, vines, cuttings, grafts, scions, buds, fruit pits and other seeds of fruit and ornamental trees and shrubs, and other plants and plant products for propagation.

IMPORTATION OF PLANTS AND PLANT PRODUCTS.

Regulation 2. Unrestricted Importation of Plants and Plant Products.

The following classes of plants and plant products, not including, however, those which are governed by special quarantine and other restrictive orders now in force, nor such as may hereafter be made the subject of special quarantines, will be admitted into the District of Columbia without restriction:

- (a) Fruits, vegetables, cereals, and other plant products imported for food, medicinal, or manufacturing purposes.
- (b) Seeds (except those addressed to the Department of Agriculture.)

Regulation 3. Restricted Importation of Plants and Plant Products.

All plants and plant products, except those mentioned in Regulation 2, those addressed to the United States Department of Agriculture, and those governed by special quarantine and other restrictive orders now in force, or such as may hereafter be made the subject of special quarantines, will be admitted into the District of Columbia upon compliance with the following requirements:

- (a) Each package must be accompanied by a certificate of inspection indicating that the nursery from which the plants were taken was inspected within one year prior to the date of shipment and signed by the State nursery or horticultural inspector of the State or Territory from which the plants or plant products were shipped.
- (b) The package, bundle, or other container, must be plainly marked with the word "plants" and with the name and address of the consignor and the name and address of the consignee.
- (c) No package, bundle, or other container, conveying restricted plants or plant products, shall be delivered to the consignee in the District of Columbia by any common carrier until its delivery is authorized by an inspector of the Federal Horticultural Board.

Regulation 4. Importations of Plants and Plant Products by the Department of Agriculture.

All plants and plant products prohibited, restricted, or unrestricted, addressed to the United States Department of Agriculture, shall be delivered only to the inspection house of the Federal Horticultural Board (Twelfth and B Streets, NW.), unless otherwise authorized by an inspector of the Federal Horticultural Board.

Regulation 5. Prohibited Importations.

Five-leafed pine and black currant plants originating in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, and New York, are prohibited entry into the District of Columbia by Quarantine No. 26, effective June 1, 1917.

Regulation 6. Regulated Importations of Plants and Plant Products.

The following plants and plant products shall not move from Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, and Connecticut into the District of Columbia except as prescribed in Notice of Quarantine No. 45, effective July 1, 1920, and in the rules and regulations supplemental thereto (Gipsy Moth and Brown-tail Moth Quarantine):

- (a) Coniferous trees, such as spruce, fir, hemlock, pine, juniper (cedar), and arbor-vitae (white cedar), known and described as "Christmas trees," and parts thereof, and decorative plants, such as holly and laurel, known and described as "Christmas greens or greenery."
- (b) Forest-plant products, including logs, tan bark, posts, poles, car stakes, railroad ties, cordwood, and lumber.
- (c) Field-grown florists' stock, trees, shrubs, vines, cuttings, and other plants and plant products, excepting fruit pits, seeds of fruit and ornamental trees and shrubs, field, vegetable, and flower seeds, bedding plants, and other herbaceous plants and roots.
- (d) Stone or quarry products.

The following plants, plant products, and materials shall not move from the townships of Delran, Chester, Cinnaminson, Palmyra, Mount Laurel, and Riverside, and the borough of Riverton, county of Burlington, and the townships of Pensauken and Delaware, and the borough of Merchantville, county of Camden, N. J., into the District of Columbia, except in compliance with the conditions prescribed in Quarantine No. 40 (Japanese Beetle) and the rules and regulations supplemental thereto, effective April 1, 1920.

- (a) Farm, garden, and orchard products of all kinds.
- (b) Grain and forage crops of all kinds.
- (c) Nursery, ornamental, and greenhouse stock and all other plants, including bulbs and cut flowers.
- (d) Soil, compost, and manure other than fresh manure.

Corn and broom corn (including all parts of the stalk), celery, green beans in the pod, beets with tops, spinach, rhubarb, oat and rye straw as such or when used as packing, cut flowers or entire plants of chrysanthemum, aster, cosmos, zinnia, hollyhock, and cut flowers or entire plants of gladiolus and dahlia, except the bulbs thereof, without stems, shall not be brought into the District of Columbia except in compliance with the conditions prescribed in Quarantine No. 43 (European Corn Borer), and the rules and regulations supplemental thereto, effective March 29, 1920.

EXPORTATION OF PLANTS AND PLANT PRODUCTS.

Regulation 7. Acceptance for Shipment.

No common carrier or other person shall receive for shipment out of, or remove from, the District of Columbia, any bundle, package, or container, conveying plants or plant products, other than those listed in Regulation 2, unless said bundle, package, or other container bears an inspection certificate signed by an inspector of the Federal Horticultural Board.

Regulation 8. Place of Inspection.

Plants and plant products mentioned in Regulation 7 which are to be shipped out of the District of Columbia must be presented at the inspection house of the Federal Horticultural Board (Twelfth and B Streets NW.) for inspection at the time of shipment, unless otherwise authorized by an inspector of the Federal Horticultural Board. In cases of large shipments, arrangements may be made for inspection at other places by calling Main 4650, Branch 133, or addressing the Federal Horticultural Board.



